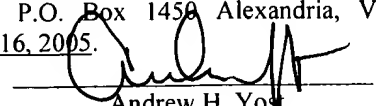




226 / DAV
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop: RCET, Commissioner of Patents, P.O. Box 1450 Alexandria, VA 22313-1450, on September 16, 2005.


Andrew H. Yost

Appl. No. : 09/706,318 Confirmation No. 6529
Applicant : Francis X. Smith
Filed : November 4, 2000 Art Unit: 1618
Title : IMPROVED OPHTHALMIC AND CONTACT LENS :
SOLUTIONS CONTAINING IMIDAZOLE
Examiner : ZA Fay
Docket No. : 3009080 US01
Customer No. : 44,331

Mail Stop: PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RENEWED PETITION UNDER 37 CFR 1.137(b)

Dear Sir:

Responsive to the Office Decision mailed July 20, 2005, Applicant submits the enclosed Request for Continued Examination (RCE) with the required submission and fee. The RCE submission is in the form of an Amendment to the claims with remarks on the prior art cited in the Advisory Action attached to the Office Decision. The petition fee as set forth in 37 CFR 1.17(m) and the statement that the entire delay in filing the required reply was unintentional were previously submitted in the original petition of December 12, 2002. Thus, Applicant submits that the petition is now complete and respectfully requests that the present renewed petition be granted.

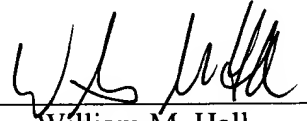
In the event that Applicant has overlooked the need for an extension of time, an additional extension of time, payment of fee, or additional payment of fee, Applicant

App. No. 09/706,318
Petition Dated September 16, 2005
Reply to Decision of July 20, 2005

hereby conditionally petitions therefore and authorizes that any changes be made to
Deposit Account No.: 50-3010.

The Petitions Examiner is invited to call the undersigned practitioner if she has
any matters to address that will facilitate approval of the petition.

Respectfully submitted,
HISCOCK & BARCLAY, LLP

By: 
William M. Hall
Reg. No. 52,985
2000 HSBC Plaza
Rochester, NY 14604
Tel: (585) 295-4481
Fax: (585) 295-8449